

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20554

APR 04 2003

OFFICE OF
MANAGING DIRECTOR

Hiram H. Champlin, President
Champlin Broadcasting
7210 N. Broadway Extension Ste 101
Oklahoma City, Oklahoma 73116

Re: Station KMMZ, Enid, Oklahoma
Request for Waiver of FY 2002 Regulatory Fees
Fee Control No. 0209248835851002

Dear Mr. Champlin:

This is in response to your request dated January 22, 2003, filed on behalf of Champlin Broadcasting, Inc. (Champlin), for a waiver of the fiscal year (FY) 2002 regulatory fees for FM Station KMMZ, Enid, Oklahoma, on the grounds of financial hardship.¹ Our records reflect that you have paid the \$3,125.00 FY 2002 regulatory fee for Station KMMZ.

In the *Letter Decision*, we informed Champlin that its waiver request had to be supported by a "compelling case of financial hardship." We explained that in determining whether a licensee has sufficient revenues to pay its regulatory fees, the Commission relies upon a licensee's cash flow, as opposed to the entity's profits. We further explained that although deductions for amortization and depreciation, which do not affect cash flow, and payments to principals reduce gross income for tax purposes, those deductions also represent money which is considered to be available to pay the regulatory fee. We afforded Champlin 30 days to submit appropriate documentation in accordance with our instructions.

In support of your request, you provide a profit and loss statement for the period from October 1, 2001 through October 1, 2002 for Champlin, a "Balance Sheet Prev[ious] Year Comparison as of October 31, 2002" for Champlin, and a profit and loss statement for the period from October 2001 through September 2002 for Chisholm Trail Broadcasting Company (Chisholm).² These papers do not support your claim of financial hardship.

¹ We previously dismissed a waiver request filed by Champlin because it was not properly supported. See Letter from Mark A. Reger, Chief Financial Officer, Office of Managing Director, FCC, to Hiram H. Champlin, President, Champlin Broadcasting, Inc. (dated Jan. 8, 2003) (*Letter Decision*).

² You explain that Chisholm pays the expenses of Champlin and that you own both companies.

Hiram H. Champlin, President

2.

Instead, the profit and loss statement for Champlin shows that although Champlin experienced a net income loss of \$54,573.11 during FY 2002, after discounting amortization and depreciation expenses of \$51,943.80 and \$31,396.70, respectively, and your \$3,000.00 annual salary,³ Champlin had revenues of \$31,767.39 from which to pay the regulatory fee (i.e., \$51,943.80 plus \$31,396.70 plus \$3,000.00 minus \$54,573.11 equals \$31,767.39). You provide no further relevant evidence of financial need.

Accordingly, we find that you have failed to establish a compelling case of financial hardship for FY 2002. Therefore, your request for waiver of KMMZ's FY 2002 regulatory fee is denied. If you have any questions concerning this matter, please contact the Revenue & Receivables Operations Group at (202) 418-1995.

Sincerely,



 Mark A. Reger
Chief Financial Officer

³ Your waiver request states that that "[t]he only thing I took out was a salary of \$250 per month to pay medical insurance."

**Chisholm Trail Broadcasting**

(580) 237-1390 • Fax (580) 242-1390

P.O. Box 952 • 316 E. Willow • Enid, OK 73702

TO: Tom PUTNAM FAX#: 202-414-2843
FROM: Hiram CHAMPLIN FAX: (580)242-1390 DATE: 1-22-03
#OF PAGES TO FOLLOW: 2 REF: KMMZ WAIVER

MESSAGE: ENCLOSED ARE THE FINANCIALS WE DISCUSSED. CHISHOLM TRAIL BROADCASTING PAYS ALL THE EXPENSES OF CHAMPLIN BROADCASTING. THE PAYMENTS TO CHAMPLIN BROADCASTING AND CHAMPLIN TOWARDS ARE FOR DEBT PAYMENTS TO CENTRAL NATIONAL BANK. INTEREST TOTALLED \$79,422.00 AND PRINCIPAL TOTALLED \$106,920.00. I OWN 100% OF CHISHOLM TRAIL AND CHAMPLIN BROADCASTING. THE ONLY THING I TOOK OUT WAS A SALARY OF 250 \$/MO TO PAY MEDICAL INSURANCE. I WOULD PREFER NOT HAVING TO PAY AN ACCOUNTANT TO ALLOCATE EXPENSES BETWEEN ENTITIES. PLEASE LET ME KNOW IF THIS WILL BE SATISFACTORY. THANKS,

Hiram CHAMPLIN
580-237-1391 x61
HCHAMPLIN@KNID.COM

**FEDERAL COMMUNICATIONS COMMISSION
ROUTING AND TRANSMITTAL SLIP**

REVENUE & RECEIVABLES OPERATIONS GROUP

DATE: March 5, 2003

PUTNAM, Accountant

JAN 22 2003

	Office Symbol, Room number) (J, Agency/Post)	Initials	Date
1.	01/22/03 Wall		
2.			
3.			
4.			

<input type="checkbox"/> Action	<input type="checkbox"/> File	<input type="checkbox"/> Note and Return
<input type="checkbox"/> Approval	<input type="checkbox"/> For Clearance	<input type="checkbox"/> Per Conversation
<input type="checkbox"/> As Requested	<input type="checkbox"/> For Correction	<input type="checkbox"/> Prepare Reply
<input type="checkbox"/> Circulate	<input type="checkbox"/> For Your Information	<input type="checkbox"/> See Me
<input type="checkbox"/> Comment	<input type="checkbox"/> Investigate	<input type="checkbox"/> Signature
<input type="checkbox"/> Coordination	<input type="checkbox"/> Justify	

REMARKS

KMMZ waiver rerquest

- Fee payment documentation
- Inquiry from Media Bureau's web site concerning KMMZ

SIGNATURE

TEL No.: 202/418-2992
FAX No.: 202/418-2843

DATE

Room No 1-A840
Portals II

Handwritten signature

Handwritten date: 3.5.03

Payment Transactions Detail Report

Date: 03/05/2003

BY: FEE CONTROL NUMBER

Fee Control Number	Payor Name	Fcc Account Number	Payer TIN	Received Date								
0209248835851002	CHISHOLM TRAIL BROADCASTING CO 316 E WILLOW	WP00052962	0731542255	09/20/2002 00:00:01								
					ENID	OK	73701					
Payment	Current Balance	Seq Num	Payment Type Code	Quantity	Callsign Other Id	Applicant Name	Applicant Zip	Bad Check	Detail Amount	Trans Code	Payment Type	
Amount												
\$7,015.00	\$7,015.00	8	0269	1	KB96341	CHAMPLIN BROADCASTING INC	737011514		\$10.00	2	PMT	
\$7,015.00	\$7,015.00	4	0225	1	KCRC	CHAMPLIN BROADCASTING INC	737011514		\$975.00	2	PMT	
\$7,015.00	\$7,015.00	10	0269	1	KGT639	CHAMPLIN BROADCASTING INC	737011514		\$10.00	2	PMT	
\$7,015.00	\$7,015.00	12	0269	1	KGT640	CHAMPLIN BROADCASTING INC	737011514		\$10.00	2	PMT	
\$7,015.00	\$7,015.00	11	0269	1	KLB635	CHAMPLIN BROADCASTING INC	737011514		\$10.00	2	PMT	
\$7,015.00	\$7,015.00	5	0215	1	KMKZ	CHAMPLIN BROADCASTING INC	737011514		\$370.00	2	PMT	
\$7,015.00	\$7,015.00	1	0251	1	KMMZ	CHAMPLIN BROADCASTING INC	737011514	→	\$3,125.00	2	PMT	
\$7,015.00	\$7,015.00	2	0243	1	KNID	CHAMPLIN BROADCASTING INC	737011514		\$975.00	2	PMT	
\$7,015.00	\$7,015.00	3	0249	1	KXLS	CHAMPLIN BROADCASTING INC	737011514		\$1,500.00	2	PMT	
\$7,015.00	\$7,015.00	6	0269	1	WAK510	CHAMPLIN BROADCASTING INC	737011514		\$10.00	2	PMT	
\$7,015.00	\$7,015.00	7	0269	1	WG2558	CHAMPLIN BROADCASTING INC	737011514		\$10.00	2	PMT	
\$7,015.00	\$7,015.00	9	0269	1	WPJ0806	CHAMPLIN BROADCASTING INC	737011514		\$10.00	2	PMT	
Total	12									\$7,015.00		


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Audio Division**FM Query & FM List Results****(202)-418-2700**[FCC](#) > [MB](#) > [Audio Division](#) > [FM Query](#)[AM Query](#)[TV Query](#)[FCC site map](#)

Data errors should be reported to Kim Nguyen, kpnguyen@fcc.gov.

Comments on the FM Query or FM List may be directed to Dale Bickel, dbickel@fcc.gov.

Notice: This query uses data extracted from the Media Bureau's Consolidated DataBase System (CDBS). This data is unofficial. The public database files used to generate the FM Query may be downloaded from the cdb's directory at <http://www.fcc.gov/mb/databases/cdb's/>.

The FCC does not keep records of programming aired on radio broadcast stations.

Use the [FM Query](#) to retrieve additional information about individual stations.
This document is best printed in LANDSCAPE printer mode.

Class L1 = 100 watt LPFM; Class L2 = 10 watt LPFM station or application

Call sign	Channel	Frequency	Class	City	State	File Number	Facility ID	Licensee
--	245	96.9 MHz	C FA USE	ENID	OK		10857	
<u>KMMZ</u>	245	96.9 MHz	C FM LIC	ENID	OK BLH	-20001211ACI	<u>10857</u>	CHAMPLIN BROADCASTING INC.

First Record

*** End of Data File ***
2 Records Retrieved

Related Nonbroadcast Facilities: ULS Search

Using a broadcast station's facility ID number, you may search in the WTB's ULS database for nonbroadcast station records, related to radio and TV broadcast stations, such as microwave facilities. Use the [ULS Radio Services List](#) to determine the nonbroadcast station's service. Not every AM, FM, or TV broadcast station will have nonbroadcast operations.

Facility ID Number

Search ULS

Clear

Output will appear in a new browser window.

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Please send comments via standard mail to the Federal Communications Commission, Consumer and Governmental Affairs Bureau, 445 12th Street, S.W., Washington, D.C., 20554. Questions can also be answered by calling the FCC's National Call Center, toll free, at 1-888-Call FCC (1-888-225-5322).

Federal Communications Commission
445 12th Street SW
Washington, DC 20554
[More FCC Contact Information...](#)

Phone: 888-CALL-FCC (225-5322)
TTY: 888-TELL-FCC (835-5322)
Fax: 202-418-0232
E-mail: fccinfo@fcc.gov

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FM Query & FM List Results

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FCC

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The FCC does not keep records of programming aired on radio broadcast stations.

Next Record

KMMZ

OK ENID

USA

Service Designation: FA USED allotment record (placeholder)

245C 96.9 MHz

CDBS Application ID No.: 289361

36 ° 16' 3.000" N Latitude

97 ° 57' 8.000" W Longitude (NAD27)

Not in a Border Zone

Links will display information in new browser windows.
Close or minimize the new windows to return to this page.

Previous Record -- Next Record

KMMZ

OK ENID

USA

Licensee: CHAMPLIN BROADCASTING INC,

Service Designation: FM 'Full Service' FM Station or Application

245C 96.9 MHz Licensed

File No.: BLH -20001211ACI Facility ID No: 10857

CDBS Application ID No.: 557796

Antenna Structure Registration Number. (ASRN): 1029366

35 ° 58' 50.00" N Latitude

97 ° 41' 42.00" W Longitude (NAD27)

	Polarization:	Horizontal	Vertical
Effective Radiated Power (ERP):		97.5	100. kW ERP
ERP with Beam Tilt:		100.	100. kW ERP
Ant. Height Above Average Terrain (HAAT):		442.	442. meters HAAT
Ant. Radiation Center Above Mean Sea Level:		767.0	767.0 meters RCAMSL
Ant. Radiation Center Above Ground Level:		419.	419. meters RCAGL

Not directional

Section 73.215 (contour protection) used
Not in a Border Zone

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CDBS data: [Station Info](#) [Application Info](#) [Mailing Address](#)
[Application List](#) [CDBS Search Page](#) [Ownership Info](#) [SEO](#)
Maps: [Region Map](#) [Area Map](#) [Local Map](#)

First Record

*** End of Data File ***
2 Records Retrieved

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: Facility ID Number

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**Federal Communications Commission**[FCC Home Page](#)[Search](#)[Commissioners](#)[Bureaus/Offices](#)[Finding Info](#)[Help](#) | [Home](#)**Application Search Details****File Number:** BLH-20001211ACI**Call Sign:** KMMZ**Facility Id:** 10857**FRN:****Applicant Name:** CHAMPLIN BROADCASTING, INC. **Frequency:** 96.9**Channel:** 245**Community of License:** ENID, OK**Application Type:** LICENSE TO COVER**Status:** GRANTED**Status Date:** 03/29/2001**Expiration Date:****Tolling Code:****Application Service:** FM**Disposed Date:** 03/29/2001**Accepted Date:** 12/14/2000**Amendment Received Date:** 03/23/2001**Last Public Notice:** 04/03/2001**Last Report Number:** 44955**Authorization** [View Authorization](#)**Engineering Data** [View Engineering Data](#)**Legal Actions** [View Legal Actions](#)**PN Comment** [Public Notice Comment](#)

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Search returned: 1 matching station

Station Search Results

Call Sign	Freq	Class	Service	Status	Details
KMMZ	108.5	FM	CHAMPLIN BROADCASTING, INC.	LICENSED	Click for Details

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Call Sign:	KMMZ
Facility Id:	10857
Community of License:	ENID, OK
Service:	FM
Fac Type:	FM STATION
Status:	LICENSED
Status Date:	03/30/2001
Frequency:	96.9
Channel:	245
Digital Status:	
Lic Expir:	06/01/2005
Licensee:	CHAMPLIN BROADCASTING, INC.
Address:	316 EAST WILLOW
Address 2:	
City:	ENID
State:	OK
Zip Code:	73701
Engineering Data	View Engineering Data
Call Sign History	View Call Sign History

FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

JAN 08 2003

OFFICE OF
MANAGING DIRECTOR

Hiram H. Champlin, President
Champlin Broadcasting, Inc.
7210 N. Broadway Extension Ste 101
Oklahoma City, Oklahoma 73116

Re: Request for Waiver of FY 2002
Regulatory Fee
Fee Control No.: 0209248835851002

Dear Mr. Champlin:

This letter is in response to your request for waiver of the regulatory fee for Fiscal Year (FY) 2002 in the amount of \$3,125 filed by Champlin Broadcasting, Inc. with respect to FM station KMMZ, Enid, Oklahoma.

You recite that approximately a year ago you built a new tower for KMMZ and changed the station's format. You add that your regulatory fee payment has increased from \$1,325 to \$3,125 and that cash collections for the station in 2001 were \$60,723.34. Although you state that sales are growing, you request relief from the regulatory fee.

In establishing a regulatory fee program, the Commission recognized that in certain instances payment of a regulatory fee may impose an undue financial hardship upon a licensee. The Commission therefore decided to grant waivers or reductions of its regulatory fees in those instances where a "petitioner presents a compelling case of financial hardship." See Implementation of Section 9 of the Communications Act, 9 FCC Rcd 5333, 5346 (1994), recon. granted, 10 FCC Rcd 12759 (1995). The Commission further held that regulatees can establish financial need by submitting:

[I]nformation such as a balance sheet and profit and loss statement (audited, if available), a cash flow projection . . . (with an explanation of how calculated), a list of their officers and their individual compensation, together with a list of their highest paid employees, other than officers, and the amount of their compensation, or similar information.

10 FCC Rcd at 12761-62.

Hiram H. Champlin, President

2.

In determining whether a licensee has sufficient revenues to pay its regulatory fees, the Commission relies upon a licensee's cash flow, as opposed to the entity's profits. Thus, although deductions for amortization and depreciation, which do not affect cash flow, and payments to principals, reduce gross income for tax purposes, those deductions also represent money which is considered to be available to pay the regulatory fee.

In the absence of appropriate documentation, you have failed to establish a compelling case of financial hardship for FY 2002. Therefore, your request for waiver of KMMZ's FY 2002 regulatory fee is dismissed.

In view of your allegations of financial hardship, however, KMMZ's request may be refiled together with appropriate supporting documentation within 30 days from the date of this letter.

If you have any questions concerning this letter, please contact the Revenue and Receivables Operations Group at (202) 418-1995.

Sincerely,



 Mark A. Reger
Chief Financial Officer

Enclosure:
Form 159

0209.248835851002



RECEIVED
FME CC

2002 SEP 26 A 8:17

ACCOUNT PROCESSING
RCJP-DPT/RPT/TMT

September 19, 2002

Office of the Managing Director
Federal Communications Commission
445 12th Street, S.W., Room 1-A625
Washington, D.C. 20554
Attn: Regulatory Fee Waiver/Reduction Request

Sirs:

Approximately a year ago we built a new tower for KMMZ and changed the format of the station. Our FCC payment has gone from \$1325.00 to \$3125.00. Our total cash collections on this station for 2001 were \$60,723.34. Our sales are growing but we would very much appreciate some relief.

Should you have any questions please don't hesitate to call me at 580-237-1390 ext. 61.

Sincerely,

A handwritten signature in black ink, appearing to read "H. Champlin", is written over the typed name and title.

Hiram H. Champlin
President

HHC/sam

RECEIVED OCT 3 2002